IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Original Jurisdiction

Dated: Nainital: the 19th day of January, 2005.

Criminal I Bail Application No. 48 of 2005.

Order on the Bail Application of the accused/ applicant.

CRIMINAL SIDE

Gulbadan S/o Saneshray,
R/o Village, Manudha, P.S. Manudha.
Dist. Haminpur …… Applicant.

Versus

State of Uttaranchal …… Opp. party

Arising out of Case Crime No. 5646 of 2004
Under Sections 18/20 N.D.P.S. Act.
Police Station-Halwani.
District- Nainital.

By the Court

Hon'ble B.S. Verma, J.

Heard learned counsel for the applicant as well as learned Government Advocate on behalf of the State.

This is an application for bail on behalf of applicant who is involved in case Crime No. 5646 of 2004 Under sections 18/20 N.D.P.S. Act, Police Station-Haldwani, District Nainital.

I have perused the order dt. 3-1-2005 passed by Sessions Jude, Nainital rejecting the bail application of the applicant and material on the record. It is submitted on behalf of the applicant that the quantity of the "Ganja" which was said to be recovered from the applicant is below the commercial quantity. Considering the facts and circumstances of the case I think it is fit case for bail. Let the applicant be released on bail on furnishing a personal bond and two sureties each in the like amount to the satisfaction of the Special Judge concerned.

19-01-2005 (B.S.Verma, J.)
P.Singh